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INTERVET, INC.  
408 STATE STREET  
P. O. BOX 318  
MILLSBORO, DE 19966

In re Application of :  
Victor J. Nicholson :  
Serial No.: 10/089,542 : PETITION DECISION  
Filed: March 29, 2002 :  
Attorney Docket No.: 2000.551 :

This is in response to the petition under 37 CFR 1.181, filed March 10, 2004, by facsimile, and April 15, 2004, by mail, requesting withdrawal of abandonment based filing of a timely reply to an Office action.

A review of the file history shows that the examiner mailed an Office action to applicants on June 18, 2003, setting a three month shortened statutory period for reply. Upon failure to receive a reply the application was held abandoned by Notice of Abandonment mailed April 7, 2004. Applicants state that a reply to the Office action was filed September 16, 2003, with a properly executed Certificate of Mailing and provide a copy thereof with the petition. In view of the evidence presented the Notice of Abandonment is withdrawn and the application restored to pending status with the mailing of this decision.

The petition is **GRANTED**.

**The application will be forwarded to the examiner for further consideration.**

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0519 or by facsimile sent to the general Office facsimile number, 703-872-9306.

  
Bruce M. Kisliuk  
Director, Technology Center 1600